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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/694,491	10/27/2003	Dong-Min Kim	P2046US	4281
8568 7590 04/04/2008 DRINKER BIDDLE & REATH LLP ATTN: PATENT DOCKET DEPT. 191 N. WACKER DRIVE, SUITE 3700 CHICAGO, IL 60606				
EXAMINER HERNANDEZ, NELSON D				
ART UNIT 2622		PAPER NUMBER		
MAIL DATE 04/04/2008		DELIVERY MODE PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

Response to Amendment

1. The reply filed on January 2, 2008 is not fully responsive to the prior Office Action because of the following omissions or matters:

MPEP 821 [R-3] recites:

Claims added by amendment following action by the examiner, MPEP § 818.01, § 818.02(a), to an invention other than previously claimed, should be treated as indicated by 37 CFR 1.145.

37 CFR 1.145. Subsequent presentation of claims for different invention.

If, after an office action on an application, the applicant presents claims directed to an invention distinct from and independent of the invention previously claimed, the applicant will be required to restrict the claims to the invention previously claimed if the amendment is entered, subject to reconsideration and review as provided in § 1.143 and 1.144.

An amendment canceling all claims drawn to the elected invention and presenting only claims drawn to the nonelected invention should not be entered. Such an amendment is nonresponsive.

2. Newly submitted **claims 21-40** directed to an invention that is independent or distinct from the invention originally claimed for the following reasons: Newly presented **claims 21-40**, specifically **independent claims 21, 29 and 35** change the scope of the invention from a *method of controlling the display of a camera to, based setting an impaired vision mode, magnifying only a selected menu item to occupy substantial entirety of the display screen from a predetermined set time, and after the*

predetermined set time has elapsed said magnified menu item returns to the original size, (which is described in accordance to Figs. 9A and 9B, and in page 7, line 36 – page 8, line 13 of the Specifications) to a scope of a different invention for a method of controlling the display of a camera to magnify a selected item to conceal an entirety of a second item, and reducing the opacity of the first selected item so that the entirety of the second item is viewable through the first item as described in Figs. 8A, 8B and 8C and in page 7, lines 7-35 of the Specifications (This invention is an alternative embodiment of the previously claimed invention). Therefore, the newly presented **claims 21-40** are related to a non-elected invention.

Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 21-40 are withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

Thus after the election by original presentation (of invention in the previously presented **claims 1-20**), no remaining examinable claims are present in the application as now presented. Therefore, the Examiner understands that the amendments made to the claims in response to the Office Action mailed on October 5, 2007 are Non-Responsive. See 37 CFR 1.111.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a **TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS**, whichever is longer, from the mailing date of this notice within which to supply the

omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Contact

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nelson D. Hernández whose telephone number is (571)272-7311. The examiner can normally be reached on 9:00 A.M. to 5:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lin Ye can be reached on (571) 272-7372. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Nelson D. Hernández
Examiner
Art Unit 2622

/Nhan T. Tran/
Primary Examiner, Art Unit 2622